IN THE HIGH COURT OF JUDICATURE AT BOMBAY
CIVIL APPELLATE JURISDICTION

CIVIL APPLICATION NO. 2118 OF 2007
IN
WRIT PETITION NO. 5199 OF 2007

1. Capt. Inder Mohan Duggal (Retd.) and others. .. Petitioners.

V/s.

1. Brig (Retd) Asil Singh & Ors. .. Respondents.

Mr.V.P.Sawant i/by M/s.Res. Legal for the Petitioners.

Mr.Brig Asil Singh -in-person and for Respondent No.2.

CORAM : S. A. BOBDE, J.

DATED : 21st AUGUST, 2007.

P.C. :-

. Having heard the parties, I am of view that it would not be expedient in the interest of justice to vacate the ad-interim order granted by this court in view of the allegations by the parties against each other, which may even lead to breach of the peace between the neighbours. The only modification which I consider to be appropriate is that the respondents shall be entitled to pursue any application before the Tree Authorities for trimming of the trees before giving effect to direction No. (ii) in the order of the

Principal District Judge, Pune. If such permission is granted, the petitioners are directed to comply with the direction No. (ii) for cutting the trees.

2. Civil Application is disposed of in the above terms. Put up the petition for final hearing in due course.

(S.A.BOBDE,J.)

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